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AF CC/1765\$

Practitioner's Docket No.

67,200-473

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jane-Bai Lai

Serial No.

09/ 941,356

Group No.:

1765

Filed:

Aug. 29, 2001

Examiner:

Umez Eronini, Lynette T.

For:

Method of Wet Etching Low Dielectric Constant Materials

Mail Stop: Appeal

Commissioner for Patents

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board from the decision of the Primary Examiner mailed July 30, 2003 finally rejecting claims 8 - 17, 19 - 20 and 22.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

☒ other than a small entity.

☐ a small entity.

A verified statement

☐ is attached.

☐ was already filed on _____.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(e) the fee for filing the Notice of Appeal is:

☐ small entity \$165.00

☒ other than a small entity \$330.00

Notice of Appeal fee due:

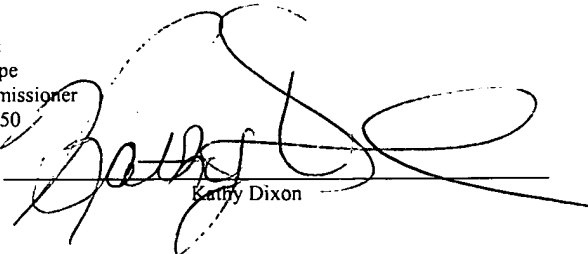
\$ 330.00

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

- ☒ **MAILING**
deposited with the United States Postal
Service filed by first class in an envelope
addressed to: Mail Stop: Appeal, Commissioner
for Patents, Alexandria, VA 22313-1450

Date: October 30, 2003


Kathy Dixon

11/05/2003 RHARIS1 00000008 09941356

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330.00 OP

3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 C.F.R. 1.191 are subject to the provision of §1.136 for patent applications. 37 C.F.R. 1.191(d). (But see 37 C.F.R. 1.645 for extension of time in interference proceedings and 37 C.F.R. 1.550(c) for extension of time in reexamination proceedings).

(complete (a) or (b), as applicable)

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 420.00	\$210.00
<input type="checkbox"/>	three months	\$ 950.00	\$475.00
<input type="checkbox"/>	four months	\$1,480.00	\$740.00

Fee \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured. The fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

or

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 330.00

Extension fee (if any) \$ _____

TOTAL FEE DUE: \$ 330.00

5. FEE PAYMENT

- ☒ Attached is a Credit Card Payment Form for the sum of \$ 330.00

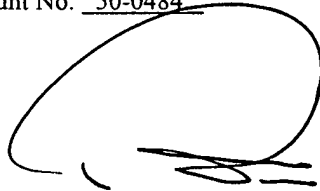
6. FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, 1065 O. G. 31-33.

- ☒ If any additional extension and/or fee is required,
charge Deposit Account No. 50-0484

AND/OR

- ☐ If any additional fee for claims is required,
charge Deposit Account No. 50-0484



Signature of Practitioner
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(type or print name of attorney)

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